

parties," passed April 30, 1832; and the acts amending thereof and supplementary thereto, so far as the same relate to the payment of compensation, it is found and assessed in favor of said officers or claimants, shall be certified by the prothonotary judge to the county auditor and paid out of the county treasury, from the general fund or ex. mals deposited therefor, for the use of such claimant or claimants, and said money so expended, and at the next regular session after such compensation shall have been assessed and called for deposited in the same, and presented to the county auditor, and paid over to the heirs or devisees provided.

Sec. 6. That said county commissioners, whenever they shall have established any such ditch, drain or water course, shall divide the same into sections, not less in number than the number of roads, and through which the same may be located, and shall also provide for the time within which the work upon such sections be completed.

Sec. 7. That the county auditor shall cause notice to be given of the time and place of letting and of the kind and amount of work to be done upon said sections, and the time fixed by the commissioners for completion, by publication for 10 days, in newspapers, and in the public or general circulation in the county, and shall let the work upon said sections respectively to the lowest bidder the same, and the persons or persons taking such work at such letting, shall, on the completion thereof, to the satisfaction of the county commissioners, be paid for such work out of the county treasury upon the order of the county auditor; provided that if any person or persons to whom notice of the same work shall be given as aforesaid, shall fail to perform such work, the same shall be let by the county auditor in the manner hereinafter provided.

Sec. 8. That the county auditor shall keep a full and complete record of all proceedings had in each case under this act.

Sec. 9. That the auditor and surveyor or engineer, and all other men and messengers sent for services under this act, and the expenses of such services, shall, in each case, deem reasonable and allowable all other fees and costs necessarily incurred, as shall be the same as provided by law for like services in other cases, and all costs, expenses, costs of construction, fees and compensation for property appropriated, which shall accrue and be paid out of the county treasury, out of the general fund on the order of the county auditor, provided that no part of the same, except compensation for property appropriated, shall be paid out of the county treasury till the sum shall have been levied and collected as provided in the next section of this act.

Sec. 10. That the county commissioners shall make an equitable assessment of the taxes, expenses, cost of roads, fences and improvements for property appropriated, which shall accrue and be assessed and determined under this act, among the owners of the land benefited by the location and construction of such ditch, drain or water course, in proportion to the benefit to each of them through, along the line or in vicinity of the same, and the same so levied and collected respectively, shall be the same shall be levied upon the lands of the owners so benefited in said proportions, and collected in the same manner that other taxes are collected for county purposes.

Sec. 11. The act entitled "an act authorizing the trustees of township to establish water courses and ditches in certain cases," passed May 1, 1832, and the explanatory thereof, passed April 14, 1832, and the explanatory act passed February 24, 1832, on the same subject are hereby repealed; provided that no proceeding had or commenced under any law repealed by this act shall be affected by such repeal.

Sec. 12. This act to take effect from and after its passage.

WILLIAM B. WOODS,
Speaker of the House of Representatives.
MARTIN WELKER,
President of the Senate.

March 18, 1832.

[No. 101] AN ACT
To amend the act entitled "an act prohibiting
and forbidding the sale of any article from
any person, more than one of several offices,
therein named, at the same time,"

Section 1. It is enacted by the General Assembly of the State of Ohio, That no office of this state shall hold, by appointment or election, at the same period of time, more than one of the offices herein mentioned, to-wit: the office of sheriff, constable, county treasurer, clerk of court, county recorder, county recorder, prosecuting attorney, attorney-at-law, and notary public, or any of the foreign offices, shall be eligible to hold the office of justice of the peace during the period of time he shall hold the county offices.

Sec. 2. That the act entitled "an act prohibiting and enacting of this state from holding, by appointment, more than one of several offices, therein named, at the same time," passed February 14, 1832, and the same is hereby repealed.

Sec. 3. That this act shall take effect from and after its passage.

WILLIAM B. WOODS,
Speaker of the House of Representatives.
MARTIN WELKER,
President of the Senate.

March 26, 1832.

[No. 102] AN ACT
To amend an act entitled "an act to provide for the Recording of Land Patents," passed March 13, 1832.

Section 1. Being enacted by the General Assembly of the State of Ohio, That the act entitled "an act to provide for the recording of land patents," passed March 13, 1832, be so amended as to read as follows:

Sec. 2. All grants for lands lying within the state of Ohio granted to any person or persons by the President of the United States, and all copies of such grants duly certified under the official seal of the commissioners of the general land office of the United States, and all executors, administrators, and personal representatives of any deceased grantee, and the heirs, or devisees, or devisees of any deceased grantee, shall be recorded in the office of the state land office aforesaid at any post-office or agency, and may be recorded in the office of the recorder in the proper county in which such lands, or any part thereof, are situated, and the recorder shall be allowed the same fees for recording such grants as are or may be lawfully allowed for recording deeds and other instruments of writing.

Sec. 3. A copy of such record, hereafter or hereinafter made, duly certified under his official seal, shall be received in all courts and places within this state as prima facie evidence of the existence of such record.

Sec. 4. That the original act entitled "an act to provide for the recording of land patents," passed March 13, 1832, be and the same is hereby repealed.

Sec. 5. This act shall take effect and be in force and after its passage.

WILLIAM B. WOODS,
Speaker of the House of Representatives.
MARTIN WELKER,
President of the Senate.

March 26, 1832.

[No. 103] AN ACT
To punish trespasses on Public and other lands.

Section 1. It is enacted by the General Assembly of the State of Ohio, That any person who shall wrongfully and without lawful authority cut down, fell, bark, bore, or otherwise injure or destroy any living tree or trees standing or growing on any lands the property of the State of Ohio, or any public or private incorporated company, or of any other person or persons, or shall otherwise damage them, shall be liable to the state for damages, and the same may be recovered as if the same had been committed before the court of common pleas.

Sec. 2. All presentments under this act shall be filed in the office before the court of common pleas in the county where the offense shall have been committed; provided, that on complaint before a justice of the peace of the county where any offense shall have been committed, the offender shall be tried, gilty, the justice may, at his discretion, enter his plea, and proceed to pass sentence, and cause the same to be carried into execution.

Sec. 3. That the act entitled "an act to punish trespasses on the public lands," passed May 31, 1832, by the same assembly, and the same therefore perpetrated contrary to the provisions of said act, but the same may be prosecuted as if this act had not been passed.

WILLIAM B. WOODS,
Speaker of the House of Representatives.
MARTIN WELKER,
President of the Senate.

March 26, 1832.

[No. 104] AN ACT
To punish trespasses on the public lands.

Section 1. It is enacted by the General Assembly of the State of Ohio, That any person who shall wrongfully and without lawful authority cut down, fell, bark, bore, or otherwise injure or destroy any living tree or trees standing or growing on any lands the property of the State of Ohio, or any public or private incorporated company, or of any other person or persons, or shall otherwise damage them, shall be liable to the state for damages, and the same may be recovered as if the same had not been passed.

Sec. 2. All presentments under this act shall be filed in the office before the court of common pleas in the county where the offense shall have been committed; provided, that on complaint before a justice of the peace of the county where any offense shall have been committed, the offender shall be tried, gilty, the justice may, at his discretion, enter his plea, and proceed to pass sentence, and cause the same to be carried into execution.

Sec. 3. That the act entitled "an act to punish trespasses on the public lands," passed May 31, 1832, by the same assembly, and the same therefore perpetrated contrary to the provisions of said act, but the same may be prosecuted as if this act had not been passed.

WILLIAM B. WOODS,
Speaker of the House of Representatives.
MARTIN WELKER,
President of the Senate.

March 26, 1832.

[No. 105] NEED OATS!

May be had at the R. B. Williams, at six cents
each bushel. BILL & O'BRIEN.

April 1st, 1832. Tiffin, Ohio.



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